

## CHAPTER 136

### STATE BOARD OF HEALTH

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#### **136.1 Composition of board.**

The state board of health shall consist of the following members: Five members learned in health-related disciplines, two members who have direct experience with substance abuse treatment or prevention, and four members representing the general public.

The director of public health shall serve as secretary of the board.

[S13, §2564-a; C24, 27, 31, 35, 39, §2218; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §136.1]

86 Acts, ch 1245, §1119; 2005 Acts, ch 175, §78

Referred to in [§135.154](#), [135.157](#), [135.160](#)

#### **136.2 Appointment.**

All members of the state board of health shall be appointed by the governor to three-year staggered terms which shall expire on June 30.

The governor shall appoint annually successors to the three board members whose terms expire that year. A vacancy occurring on the board shall be filled by the governor for the unexpired term of the vacancy.

[C24, 27, 31, 35, 39, §2219; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §136.2]

89 Acts, ch 83, §27

#### **136.3 Duties.**

The state board of health shall be the policy-making body for the Iowa department of public health and shall have the following powers and duties to:

1. Consider and study the entire field of legislation and administration concerning public health, hygiene, and sanitation.
2. Advise the department relative to:
  - a. The causes of disease and epidemics, and the effect of locality, employment, and living conditions upon the public health.
  - b. The sanitary conditions in the educational, charitable, correctional, and penal institutions in the state.
  - c. Communicable and infectious diseases including zoonotic diseases, quarantine and isolation, venereal diseases, antitoxins and vaccines, housing, and vital statistics.
3. Establish policies governing the performance of the department in the discharge of any duties imposed on it by law.
4. Establish policies for the guidance of the director in the discharge of the director's duties.
5. Investigate the conduct of the work of the department, and for this purpose it shall have access at any time to all books, papers, documents, and records of the department.
6. Advise or make recommendations to the governor and general assembly relative to public health, hygiene, and sanitation.
7. Adopt, promulgate, amend, and repeal rules and regulations consistent with law for the protection of the public health and prevention of substance abuse, and for the guidance of the department. All rules adopted by the department are subject to approval by the board.
8. Act by committee, or by a majority of the board.
9. Keep minutes of the transactions of each session, regular or special, which shall be public records and filed with the department.
10. Perform those duties authorized pursuant to [chapter 125](#).
11. Perform those duties authorized pursuant to [section 135.156](#).

12. Perform those duties authorized pursuant to [section 135.159](#).

13. Perform those duties authorized pursuant to [section 135.161](#).

14. To the greatest extent possible, integrate the efforts of the governing entities of the Iowa health information technology system pursuant to [division XXI](#), the medical home pursuant to [division XXII](#), the prevention and chronic care management initiative pursuant to [division XXIII](#), and health and long-term care access pursuant to [division XXIV](#).

[C97, §2565; C24, 27, 31, 35, 39, §2220; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §136.3] 86 Acts, ch 1245, §1120; 2001 Acts, ch 184, §8; 2002 Acts, ch 1050, §19; 2005 Acts, ch 175, §79, 80; 2008 Acts, ch 1188, §27, 47, 53, 66

#### **136.4 Questions submitted.**

The department may lay before the board, or any committee thereof, at any regular or special meeting, any matter upon which it desires the advice or opinion of such body or committee.

[C24, 27, 31, 35, 39, §2221; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §136.4]

#### **136.5 Meetings.**

The board shall meet on the second Wednesday in July and on the second Wednesday of every second month thereafter and at such other times as may be deemed necessary by the president of the board. The president shall give each board member adequate notice of all special meetings. A majority of the members of the board shall constitute a quorum.

[C97, §2564; S13, §2564; C24, 27, 31, 35, 39, §2222; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §136.5]

#### **136.6 Repealed by 71 Acts, ch 84, § 99.**

#### **136.7 Officer.**

At the meeting held in July of each year a president shall be elected from the board, who shall serve for a period of one year. At the request of the board the department shall furnish an executive clerk from the regular employees of the department to record the minutes of the meetings of the board.

[C97, §2564; S13, §2564; C24, 27, 31, 35, 39, §2224; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §136.7]

#### **136.8 Supplies.**

The department shall furnish the board of health with all articles and supplies required for the public use and necessary to enable the board to perform the duties imposed upon it by law. Such articles and supplies shall be obtained by the department in the same manner in which the regular supplies for the department are obtained and the same shall be considered and accounted for as if obtained for the use of the department.

[S13, §2564; C24, 27, 31, 35, 39, §2225; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §136.8]

#### **136.9 Compensation and expenses.**

The members of the board shall be reimbursed for actual expenses for each day employed in the discharge of their duties. All expense moneys paid to the members shall be paid from funds appropriated to the state department of public health. Each member of the board may also be eligible to receive compensation as provided in [section 7E.6](#).

[C97, §2574; S13, §2564, 2574; C24, 27, 31, 35, 39, §2226; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §136.9]

86 Acts, ch 1245, §1121

**136.10 Publication of proceedings.**

Upon request of the board the department shall incorporate the proceedings of the board, or any part of the proceedings, in its annual report to the governor, and those proceedings shall then be published as a part of the official report of the department.

[C24, 27, 31, 35, 39, §2227; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §136.10]

91 Acts, ch 258, §30